

SUBMISSION OF PROPOSED MOTION

Motion number: 16.2025.1

Subject: Disputes

Intent: Definition of the Processes in case of Disputes

Submitted by: WCA Board

Date: March 1, 2025

Motion

1. Acts and decisions of WCA Volunteers may be subject to disputes by affected individuals or organizations.
 - 1.1 Disputes regarding the application of WCA Regulations must be directed to and handled by WCA Regulations Committee, and are bound by the provisions of the WCA Regulations.
 - 1.1.1 Exception: Disputes regarding the applications of WCA Regulations where it is alleged the Spirit, Mission, Motions, Policies, Codes, Regulations and the applicable governing laws were violated must be directed to and handled by WCA Integrity Committee, and are bound by the Spirit, Mission, Motions, Policies, Codes, Regulations of the WCA, and the applicable governing laws.
 - 1.2 Disputes regarding the conduct of WCA Volunteers where it is alleged the Spirit, Mission, Motions, Policies, Codes, Regulations and the applicable governing laws were violated must be directed to and handled by WCA Integrity Committee, and are bound by the Spirit, Mission, Motions, Policies, Codes, Regulations of the WCA, and the applicable governing laws.
 - 1.3 Disputes regarding the conduct of WCA Community members where it is alleged the Spirit, Mission, Motions, Policies, Codes, Regulations and the applicable governing laws were violated must be directed to and handled by WCA Integrity Committee, and are bound by the Spirit, Mission, Motions, Policies, Codes, Regulations of the WCA, and the applicable governing laws.
 - 1.4 All other Disputes should be directed to and handled by WCA Integrity Committee, and are bound by the Spirit, Mission, Motions, Policies, Codes, Regulations of the WCA, and the applicable governing laws.
2. The decision made by the Committee handling the dispute may be subject to appeal by affected individuals or organizations.
 - 2.1 Appeals on disputes must be handled by the WCA Appeals Committee.
 - 2.1.1 Exception: in an instance where new evidence is presented as part of an appeal, the WCA Appeals Committee may direct the original committee to re-open their handling of the dispute.
 - 2.1.1.1 When a reopened dispute is concluded, the result of the dispute is communicated to all parties. The dispute is considered re-concluded once this communication is complete.
 - 2.1.1.2 Decisions made by the original committee when handling a dispute that was reopened may be subject to appeal by affected individuals or organizations.
3. Disputes must be filed within sixty days of the disputed act or decision.
4. Disputes must be concluded in a timely manner.
 - 4.1 Once the Committee handling the dispute has made their final decision the result of the dispute is communicated to all interested parties. The dispute is considered concluded once this communication is complete.
5. Appeals to decisions on disputes must be filed within sixty days of the dispute's conclusion.
6. Appeals must be concluded in a timely manner.
 - 6.1 An appeal is considered concluded when the outcome has been communicated to all interested parties as per 6.4.

- 6.2 The WCA Appeals Committee initiates the appeal by consulting the public evidence and, if applicable, the report of the original Committee.
 - 6.2.1 The WCA Appeals Committee should contact the original Committee and ask them to disclose the evidence used to make their final decision.
 - 6.2.2 The WCA Appeals Committee investigates the correct handling of the case by the original Committee.
 - 6.2.3 The WCA Appeals Committee may interview all the witnesses and evaluate all the evidence considered by the original Committee, as well as find new witnesses and new evidence.
 - 6.2.4 The WCA Appeals Committee may refuse to initiate an appeal if they deem there is no valid ground for appeal.
- 6.3 The WCA Appeals Committee may consider the appeal valid only if one or more of the following conditions are met:
 - 6.3.1 The WCA Appeals Committee determines that the original committee did not conduct a proper decision making process in making their final decision. This includes but is not limited to negligence and conflict of interest.
 - 6.3.2 The decision taken by the original Committee is not in accordance with the WCA Regulations, Motions, Policies or Bylaws.
 - 6.3.3 The WCA Appeals Committee uncovers new evidence that would have caused the original Committee to reach a different conclusion.
- 6.4 Once the WCA Appeals Committee has made their final decision the result of the appeal is communicated to the appellant, the original committee and all other interested parties.
 - 6.4.1 A report of the appeal is sent to the original Committee and the WCA Board.
7. During the process of disputes and appeals all involved parties should be heard.
8. The decisions on disputes and appeals will take immediate effect and all WCA Community members must take all necessary actions to ensure that the decisions come into effect.